

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

Cesar Galligani
216 Oakridge Drive
York, PA 17403

Plaintiff

v.

Docket No. 1:10-CV-1136

**Northern Regional Police Department
Of York County, Pennsylvania**
1445 East Canal Road
Dover PA 17315

And

**Officer Mark E. Baker of
Northern Regional Police Department
Of York County, Pennsylvania**
1445 East Canal Road
Dover PA 17315

And

District Attorney's Office of York County
45 North George Street,
York, PA 17401

And

**Assistant District Attorney Connolly of
The District Attorney's Office of
York County, Commonwealth of PA.**

Defendants

**PLAINTIFF'S RESPONSE IN OPPOSITION TO
DEFENDANTS' RULE 12 MOTION TO DISMISS**

1. Denied.
2. Denied
3. Admitted.
4. Denied. See Counts IV and V, alleging the conspiracy to interfere with civil rights ("Conspiracy to Maliciously Prosecute"). Also see amended Complaint citing statute, referencing both 42 U.S.C. §1983 and §1985(3).
5. Denied.
6. Admitted. However Plaintiff points out the irrelevancy of Defendant's response, since this is not a claim filed before 1978.
7. Denied.
8. Denied.
9. Denied.
10. Denied.
11. Denied.

WHEREFORE, the Plaintiff respectfully requests this Honorable Court deny Defendant's Motion to Dismiss.

Respectfully Submitted,



Richard Oare, Esquire
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(717) 846-3000
Attorney for Plaintiffs

CERTIFICATE OF SERVICE

I hereby certify that I have this 29 day of July, 2010, sent a true and correct copy of the foregoing PLAINTIFF'S RESPONSE TO DEFENDANT'S MOTION TO DISMISS to the following individuals via United States Mail, postage paid, addressed as follows:

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